

Application Number 10/588,534

Amendment dated August 24, 2009

Response to Office Action dated June 24, 2009

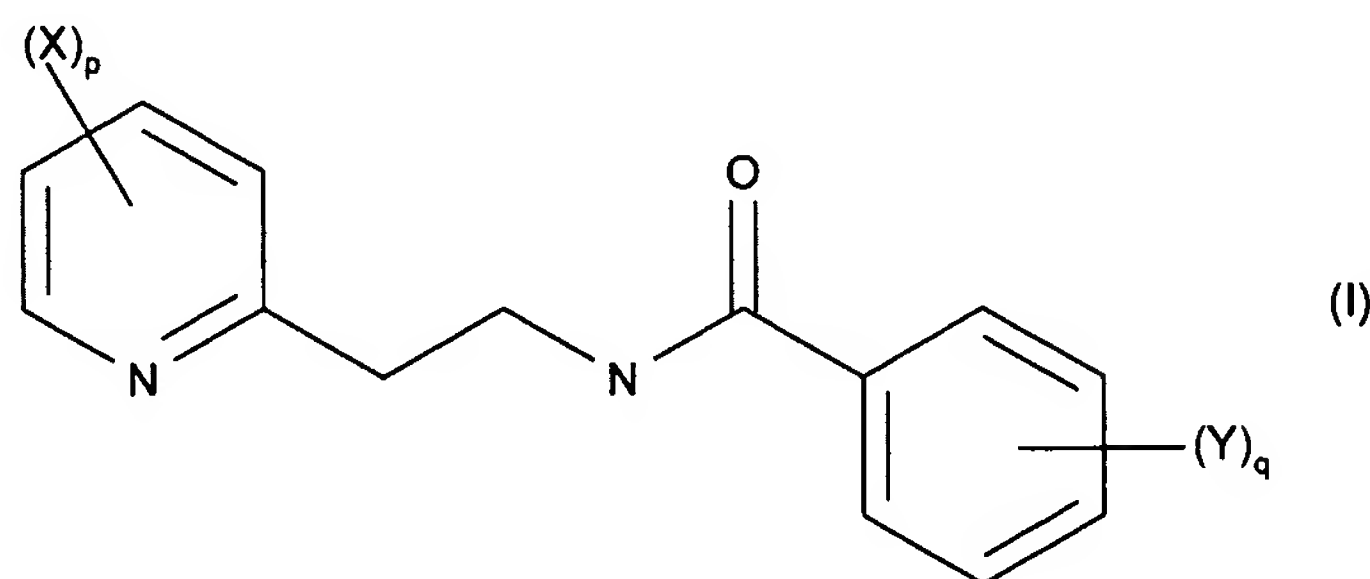
Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of Claims:

1. (Currently Amended) A composition comprising:

(a) a pyridylethylbenzamide derivative of general formula (I)



in which:

p is an integer equal to 1, 2, 3 or 4;

q is an integer equal to 1, 2, 3, 4 or 5;

each substituent X is chosen, independently of the others, as being halogen, alkyl or haloalkyl;

each substituent Y is chosen, independently of the others, as being halogen, alkyl, alkenyl, alkynyl, haloalkyl, alkoxy, amino, phenoxy, alkylthio, dialkylamino, acyl, cyano, ester, hydroxy, aminoalkyl, benzyl, haloalkoxy, halosulphonyl, halothioalkyl, alkoxyalkenyl, alkylsulphonamide, nitro, alkylsulphonyl, phenylsulphonyl or benzylsulphonyl;

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as to the N-oxides of 2-pyridine thereof;

and

(b) a compound capable of inhibiting mitosis and cell division selected from the group consisting of:

~~—[5-Chloro-6-(2,4,6-trifluoro-phenyl)-[1,2,4]triazolo[1,5- α]pyrimidin-7-yl]-~~

~~((R)-1,2,2-trimethyl-propyl)-amine,—~~

~~5-Chloro-6-(2,4,6-trifluoro-phenyl)-[1,2,4]triazolo[1,5- α]pyrimidin-7-yl]-~~

~~((R)-1,2-dimethyl-propyl)-amine,—~~

benzimidazole derivatives,—

~~—thiophanate,—~~

~~—thiophanate-methyl,—~~

~~—diethofencarb,—~~

~~—zoxamide, and—~~

~~—pencycuron;~~

in a an (a)/(b) weight ratio of from 0.01 to 20.

2. (Previously Presented) The composition of claim 1 wherein p is 2.

3. (Previously Presented) The composition of claim 1 wherein q is 2.

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4. (Previously Presented) The composition of claim 1 wherein each X is independently selected from the group consisting of halogen and haloalkyl.
5. (Previously Presented) The composition of claim 1 wherein each X is independently selected from the group consisting of a chlorine atom and a trifluoromethyl group.
6. (Previously Presented) The composition of claim 1 wherein each Y is independently selected from the group consisting of halogen and haloalkyl.
7. (Previously Presented) The composition of claim 1 wherein each Y is independently selected from the group consisting of a chlorine atom and a trifluoromethyl group.
8. (Previously Presented) The composition of claim 1 wherein the compound of general formula (I) is selected from the group consisting of:

N-{2-[3-chloro-5-(trifluoromethyl)-2-pyridinyl]ethyl}-2-trifluoromethylbenzamide;

N-{2-[3-chloro-5-(trifluoromethyl)-2-pyridinyl]ethyl}-2-iodobenzamide; and

N-{2-[3,5-dichloro-2-pyridinyl]ethyl}-2-trifluoromethylbenzamide.

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9. (Previously Presented) The composition of claim 8 wherein the compound of general formula (I) is N-{2-[3-chloro-5-(trifluoromethyl)-2-pyridinyl]ethyl}-2-trifluoromethylbenzamide.
10. (Canceled)
11. (Currently Amended) The composition of claim ~~10~~ 1 wherein the benzimidazole derivative is selected from the group consisting of benomyl, carbendazim, fuberidazole and thiabendazole.
12. (Canceled)
13. (Previously Presented) The composition of claim 1 further comprising a fungicidal compound (c).
14. (Previously Presented) The composition of claim 13 wherein the fungicidal compound (c) is selected from the group consisting of iprodione and chlorothalonil.
15. (Currently Amended) The composition of claim ~~1~~ 17 further comprising an agriculturally acceptable support, carrier, filler and/or surfactant.

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16. (Currently Amended) A method for preventively or curatively controlling phytopathogenic fungi of crops comprising applying an effective and non-phytotoxic amount of a composition according to claim 17 to the seed, the plant and/or to the fruit of the plant or to the soil in which the plant is growing or in which it is desired to grow.

17. (Currently Amended) A composition comprising:

(a) ~~a pyridylethylbenzamide derivative selected from the group consisting of:~~

N-{2-[3-chloro-5-(trifluoromethyl)-2-pyridinyl]ethyl}-2-trifluoromethylbenzamide;

N-{2-[3-chloro-5-(trifluoromethyl)-2-pyridinyl]ethyl}-2-iodobenzamide; and

N-{2-[3,5-dichloro-2-pyridinyl]ethyl}-2-trifluoromethylbenzamide;

and

(b) a compound capable of inhibiting mitosis and cell division selected from the group consisting of ~~is selected from the group consisting of~~ benomyl, carbendazim, fuberidazole and thiabendazole;

in an (a)/(b) weight ratio of from 0.01 to 20.

18. (Canceled)

19. (Currently Amended) The composition of ~~claim 18~~ claim 17 wherein (b) is carbendazim.

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20. (Previously Presented) The composition of claim 17 further comprising a fungicidal compound (c) selected from the group consisting of iprodione and chlorothalonil.
21. (New) The composition of claim 19 in an (a)/(b) weight ratio of 1:1.
22. (New) The composition of claim 19 further comprising a fungicidal compound (c) selected from the group consisting of iprodione and chlorothalonil.